BULLETIN PUBLISHING COMPANY. W. R. FARRINGTON .... Editor

TUESDAY, JUNE 20, 1899.

PALLACIOUS REASONING AS TO CONSTITUTION-WAR POWER-CESSION OF CONQUERED TERRITORY

reasons from correct premises in support of its conclusion that the Hawaiian Government. Constitution of the United States is not applicable in the Hawaiian Islands.

It starts with the correct preconstrued, and by fallacious reasoning reaches the il ogical conclusion that the Constitution is not operative in these Islands.

As an illustration of that pre the war power is referred to by the Court and it is fallaciously assumed that the State of war there-Constitution for the protection of quest, or otherwise. life, liberty and property. It is fallaciously argued that because the necessity of war makes that constitutional and lawful which would not be so in time of peace, therefore "pecessity" it only Star of France. "another name for a difference of circumstance, and the law applicable to one set of circumstances is not applicable to an essentially different set of circumstances," and it is fallaciously implied that his claim. a supposed"necessity"growing out of circumstance not connected power, may override the Constitution, and render its provisions inoperative!

The truth is that the constitu The truth is that the constitue estate of Stephen Spencer, de-tional exercise of the war power ceased, has filed his final account does to render inoperative any ing. other provisions of the Constitution. They are all operative for the protection of law-abiding citizens of the United States in time bury, executrix of the estate of of war as well as in time of peace. They were never intended to operate for the protection of the enemies of the United States. The Constitution provides for a State of war, and makes express exceptions ed if she was guilty Beke an-as to the trial of offenses in the nounced that her father, a back land and naval forces.

from the national requirement of subduing the public enemy; and in such case the loss of life is the act of the public enemy, and not of the United States. The not of the United States. The United States can take no property of its law abiding citizens even for war purposes, without due compensation therefore.

ed by the military force of the TIN yest rday was admirably car-United States in time of war, "is A. Gardner dealt with the old to be regarded as a part of the proverb, "Honesty is the best po-American Empire, for some purposes, though not for other purposes" in advance of any action the young ladies of Oahu and Kaby the law making or treaty table selections. making power of the United States, and that they would not THE DAY'S STOCK REPORT. belong to any other power. But Cuba, though occupied tem poriarily by the military force of the United States, belongs to its peop'e, and is not to be regarde i as any part of the American Empire for any purpose and can not become such without a future act of annexation. Puerto Rico did not unusual drying up of the fishbecome any part of the American pouds down Waikiki way and that Empire, until the conclusion of dish are dying daily in such quan the treaty of peace with Spain and the evacuation of the Spanish troops therefrom. The same is John Ena road. true of the Philippine Islands. United States, until the treaty of pearance will be tomorrow even-

the Court that the final cession to house.

the United States of territory con quered in time of war, as the recases of Paerto Rico and the Phis the bicycle races.

But there can be no annexation of mise that the Constitution of the States therein, the operation of the United States is to be reasonably Constitution of the United States missive to its authority. Those construction. who bear arms against the United States any where are its foes, and must be treated as such, but all mise, the constitutional exercise of who submit to its authority are entitled to the protection of the liberties guaranteed by the Constitution of the United States, while they are in any territory by induced necessarily renders in- subject to its control, whether anoperative other provisions of the nexedas the result of military con

Judge Perry has dismissed the complaint in the application of L. D. Spencer vs. F. B. McStocker. Collector General for a writ of mandamus in the case of the ship

W. R. Castle has sued J. F. Colburn as executor of the estate of Antone Ross, deceased, for an accounting and asks, the Court to compel said executor to retain in his hands sufficient money to pay

Jose Freitas Phillips by his sttorney Arthur M Brown has commenced suit against Antonio Fer with the exercise of constitutional nandez, Esbella Bettencourt, Ma nuel Gomez and Jno D Paris to foreclose a mortgage in the sum of \$2500 on lands in Kona.

J M Dowsett, executor of the ing. He charges himself with the sum of \$26,23 .18 and asks to be allowed the sum of \$20,701 99

there being a balance of \$5537.19. The accounts of Mary M Sea-Autone Seabury, have been ap proved by Judge Stanley.

Up for Truancy. Beke Kasnobi appeared in the Police Court this forenoon on the charge of truancy. On being askdriver had tied ber hands behind The possibility that soldiers of the United States may lose their lives as the result of war arises and the united States may lose their lives as the result of war arises and the united bet hand to kill her. The father stated that the girl had remained for five days and had remained for five days and the national requirement of the last time. The girl was in-

The Oahu College Y. M. C. A. was greeted by a large attendance or war purposes, without due at its annual public meeting in Paubi hall last night. The program as published in the BULLElicy." E. O. Hall delivered a very graceful address of welcome and mehameha song some very sceep-

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5 Namalo 1.80, 5 Walalua as 200, 30 McBryde 4
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McBryde 4. 100 Nahiku 2.10, 50 Nahiku 2.13, 50
Nahiku 2.10.

It is reported that there is an

A lot of new talent will arrive Congress recognized them as be for the Orpheum on the Alameda longing to Spain, and not to the tomorrow morning. The first ap-

There J. No Kick.

Brought to notice of the general suit of a treaty of peace, as in the relative to any unpleasantness in lippine Islands, does not render steeds carried their riders safely the Constitution of the United States operative therein, in advance of legislation by Congress; and it is illogically concluded the front. The Sterling is a high A complete Children's. Also a new control of the Constitution of the United Sterling wheel, for which the P. C. & M. Co. sre agents, brought the Manoa Wonder (J. Silvs) to the front. The Sterling is a high that the Constitution of the United grade wheel and a new lot, lately States is not operative in these imported, direct from the factory Islands under the annexation thereof by Congress, in pursuance Fort Street. The wheels exhibit The Supreme Court fallaciously of the terms of annexation agreed upon between Congress and the upon true its conclusion that the Hawaiian Government. will sell you a high grade Sterling wheel for \$6 00 on small weekly TECKS AND BOWS. does not carry thither by virtue of Sterling is "built like a watch;" the sovereign dominion of the United all the parts are the result of careful and competent workmanship and are placed together so as to the land are placed together so as to Underwear. Send for Catalogue. obtain, not alone beauty in style for the protection of all who are sub and finish, but also strength in

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is now indispensable, and your ice bill is moderate.

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